

REC'D TN  **BELLSOUTH**
REGULATORY AUTH.

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Guy M. Hicks
General Counsel

OFFICE OF THE
EXECUTIVE SECRETARY

February 22, 1999

VIA HAND DELIVERY

Mr. David Waddell, Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37238

Re: *BellSouth Telecommunications, Inc.'s Tariff Filing to Offer LATA Wide Area Plus Service*
Docket No. 98-00634

Dear Mr. Waddell:

Enclosed are the original and thirteen copies of BellSouth Telecommunications, Inc.'s First Data Requests to AT&T Communications of the South Central States, Inc. Copies of the enclosed are being provided to counsel of record for all parties.

Very truly yours,

Guy Hicks by power of permission

Guy M. Hicks

GMH/jem

Enclosure

BEFORE THE TENNESSEE REGULATORY AUTHORITY

Nashville, Tennessee

In Re: *BellSouth Telecommunications, Inc.'s Tariff Filing to Offer LATA Wide Area Plus Service*

Docket No. 98-00634

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
FIRST DATA REQUESTS TO
AT&T COMMUNICATIONS OF THE
SOUTH CENTRAL STATES, INC.**

BellSouth Telecommunications, Inc. ("BellSouth") hereby requests AT&T Communications of the South Central States, Inc. ("AT&T") to provide answers and furnish documents in response to the following data requests by noon, March 1, 1999.

INSTRUCTIONS

(a) If any response required by way of answer to these data requests is considered to contain confidential or protected information, please furnish this information subject to a Protective Order entered by the Tennessee Regulatory Authority ("Authority") in this docket.

(b) If any response required by way of answer to these data requests is withheld under a claim of privilege, please identify the privilege asserted and describe the basis for such assertion. If any document is withheld under a claim of privilege, furnish a list of each document for which the privilege is claimed, reflecting the name and address of the person who prepared the document, the date the document was prepared, each person who was sent a copy of the document, each person who has viewed or has had custody of a copy of the document, and a statement of the basis on which the privilege is claimed.

(c) These data requests are to be answered with reference to all information in your possession, custody or control or reasonably available to you. These data requests are intended to include requests for information which is physically within AT&T's possession, custody or control as well as in the possession, custody or control of AT&T's agents, attorneys, or other third parties from which such documents may be obtained.

(d) If any data request cannot be responded to in full, answer to the extent possible and specify the reason for your inability to respond fully. If you object to any part of a data request, answer all parts of the data request to which you do not object, and as to each part to which you do object, separately set forth the specific basis for the objection.

(e) These data requests are continuing in nature and require supplemental responses should information unknown to you at the time you serve your responses to these data requests subsequently become known or should your initial response be incorrect or untrue.

DEFINITIONS

(a) "AT&T" means AT&T Communications of the South Central States, Inc., each of its parent, subsidiary and affiliated entities, its present and former employees, agents, and all other persons acting or purporting to act on behalf of AT&T.

(b) "You" and "your" refer to AT&T.

(c) "Person" means any natural person, corporation, corporate division, partnership, other unincorporated association, trust, government agency, or entity.

(d) "And" and "or" shall be construed both conjunctively and disjunctively, and each shall include the other whenever such construction will serve to bring within the scope of these data requests information that would not otherwise be brought within their scope.

(e) "Identification" or "identify" when used in reference to: (i) a natural individual, requires you to state his or her full name and residential and business address; (ii) a corporation, requires you to state its full corporate name and any names under which it does business, the state of incorporation, and the address of its principal place of business; (iii) a document, requires you to state the number of pages and the nature of the document (e.g., a letter or memorandum), its title, its date, the name or names of its authors and recipients, and its present location or custodian; (iv) a communication, requires you, if any part of the communication was written, to identify the document or documents which refer to or evidence the communication, and to the extent that the communication was not written, to identify the persons participating in the communication and to state the date, manner, place, and substance of the communication.

DATA REQUESTS

1. Please identify each state in which AT&T provides intraLATA exchange access service.

2. For each state identified in response to Data Request No. 1, please identify any state in which an incumbent local exchange telephone company offers residential or business customers LATA-wide local calling for a flat monthly rate. In answering this Data Request, please:

- (a) identify each such incumbent local exchange telephone company;
- (b) state the rate, terms and conditions of the offering by each such incumbent;
- (c) identify any differences in the offering by each such incumbent and the rates, terms and conditions of BellSouth's proposed LATA Wide Area Plus Service; and
- (d) state whether full intraLATA subscription has been implemented by each such incumbent.

3. Does AT&T contend that BellSouth has not implemented intraLATA toll dialing parity in the State of Tennessee? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

4. Does AT&T contend that in the State of Tennessee, AT&T currently is authorized to complete only the four types of intraLATA calls listed in Paragraph 5 of AT&T's Petition for Leave to Intervene? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

5. Does AT&T currently offer to complete within the State of Tennessee any type of intraLATA calls other than the four types of intraLATA calls listed in Paragraph 5 of AT&T's Petition for Leave to Intervene? If so, please describe such intraLATA calls in detail.

6. Section 65-5-208(c) provides, in part, that the price floor for an incumbent local exchange telephone company's competitive services "shall equal the incumbent local exchange telephone company's tariffed rates for essential elements utilized by competing telecommunications service providers plus the total long-run incremental cost of the competitive elements of the service." With regard to BellSouth's proposed LATA Wide Area Plus Service, please identify:

(a) all elements that comprise BellSouth's proposed LATA Wide Area Plus Service AT&T contends are "essential elements utilized by competing telecommunications service providers";

(b) the rate AT&T contends is applicable for each element identified in AT&T's response to subsection (a) of this Data Request;

(c) all elements that comprise BellSouth's proposed LATA Wide Area Plus Service AT&T contends are "competitive elements" of the service; and

(d) the cost AT&T contends is the total long-run incremental cost of each element identified in AT&T's response to subsection (c) of this Data Request.

7. Does AT&T contend that BellSouth's price for its proposed LATA Wide Area Plus Service does not adhere to the price floor set forth in T.C.A. §65-5-208(c)? If so, please explain in detail the basis for AT&T's contention, identify all facts supporting this contention, and produce all documents supporting this contention.

8. Does AT&T contend that BellSouth's price for its proposed LATA Wide Area Plus Service exceeds the stand alone cost of the service as required by T.C.A. §65-5-208(d)? If so, please explain in detail the basis for this contention, identify all facts supporting this contention, and produce all documents supporting this contention.

9. Please explain in detail the manner in which AT&T contends the "stand alone cost" of BellSouth's proposed LATA Wide Area Plus Service should be calculated pursuant to T.C.A. §65-5-208(c), identify what AT&T contends such "stand alone cost" to be, and produce all documents supporting this contention.

10. Does AT&T contend that BellSouth's proposed LATA Wide Area Plus Service is anti-competitive, unfair, or discriminatory? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

11. Does AT&T contend that BellSouth's proposed LATA Wide Area Plus Service is an anticompetitive practice within the meaning of T.C.A. §65-5-208(c)? If so, please explain in

detail the basis for this contention, identify all facts supporting this contention, and produce all documents supporting this contention.

12. Does AT&T contend that BellSouth's proposed LATA Wide Area Plus Service will unreasonably or unjustly discriminate against non-BellSouth customers, unduly prefer BellSouth's customers, promote price squeezing, promote price discrimination, or constitute other anti-competitive practices in violation of T.C.A. §§65-4-115, 65-4-122, or 65-5-204? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

13. Does AT&T contend that BellSouth's proposed LATA Wide Area Plus Service constitutes an unjust or unreasonable increase, change, or alteration of rates in violation of T.C.A. §65-5-203? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

14. Paragraph 10 of AT&T's Petition for Leave to Intervene states that "Tennessee consumers using AT&T or other IXC's to complete intraLATA calls must pay much higher rates than those which would be charged by BST under the subject tariff." Please explain in detail the basis for this contention, identify all facts supporting this allegation, and produce all documents supporting this allegation.

15. Does AT&T contend that BellSouth's proposed LATA Wide Area Plus Service results in cross-subsidization, preferences to competitive services or affiliated entities, predatory pricing or tying arrangements pursuant to T.C.A. §65-5-208(c)? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

16. Does AT&T contend that BellSouth's proposed LATA Wide Area Plus Service results in any unreasonable, unjust, or unduly preferential or discriminatory practice, rates, or charges? If so, please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

17. Paragraph 11 of AT&T's Petition for Leave to Intervene states that "BST's subject tariff . . . would unreasonably and unjustly discriminate against non-BellSouth Tennessee customers and unduly prefer BellSouth's customers in violation of T.C.A. §§65-4-115, 65-4-122 and 65-5-204." Please explain in detail the basis for each such contention, identify all facts supporting each such contention, and produce all documents supporting each such contention.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

Guy Hicks by post w/ permission

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CERTIFICATE OF SERVICE

I hereby certify that on February 22, 1999, a copy of the foregoing document was served on the parties of record, via facsimile, hand delivery, overnight or U. S. Mail, postage pre-paid, addressed as follows:

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Doug Hicks by first or permission